

### **REMARKS**

Claims 1-4, 8-10, 12-15 and 37-42 are pending. By the present amendment, claims 1-4 and 37-39 have been canceled, claims 8 and 15 have been amended and claims 43 and 44 are new, leaving claims 8-10, 12-15 and 40-44 for consideration upon entry of the present Response. Applicants respectfully request reconsideration based on the above amendments and following remarks. Applicants respectfully submit that the claims presented are in condition for allowance. No new matter has been added.

### **CLAIM REJECTIONS - § 102**

Claims 1-4, 8-10, 12-15 and 37-42 are pending in the present application and all stand rejected under 35 U.S.C. § 102(e) as being allegedly anticipated by Lim et al. (U.S. Patent Application No. 2004/0238825, hereinafter "Lim"). The Examiner states that Lim discloses all of the elements of the abovementioned claims, primarily in FIGS. 1B, 2B, 2D and 12 and paragraphs 0057 and 0065. Applicants respectfully traverse the rejection for at least the reasons set forth below.

It is respectfully submitted that Lim does not disclose "... at least one of the gate conductive layer and the data conductive layer includes a dry-etchable lower film and an upper film formed on the lower film, the upper film including Al or Al alloy and having edges located on the lower film, the IZO conductive layer contacts the lower film and a top surface of the upper film, and the semiconductor layer has substantially the same planar shape as the data conductive layer except for a portion located between the source electrode and the drain electrode...", as recited in amended independent claim 8. Thus, it is respectfully submitted that claim 8, including claims depending therefrom, i.e., claims 9, 10, 12-15 and 40-44, define over Lim, for at least this reason.

Accordingly, it is respectfully requested that the rejection to claims 8-10, 12-15 and 40-44 be withdrawn and allow the same to issue.

### **NEW CLAIMS**

New claims 43 and 44 have been added to further define the present invention. Support for the same can be found at least in FIGS. 9-11 and pages 18-19 of the specification as originally filed.

The Amendments here presented are made for the purposes of better defining the invention, rather than to overcome the rejections for patentability. No presumption should therefore attach that the claims have been narrowed over those earlier presented, or that subject matter or equivalents thereof to which the Applicants are entitled has been surrendered.

In view of the foregoing, it is respectfully submitted that the instant application is in condition for allowance. Accordingly, it is respectfully requested that this application be allowed and a Notice of Allowance issued. If the Examiner believes that a telephone conference with Applicants' attorneys would be advantageous to the disposition of this case, the Examiner is cordially requested to telephone the undersigned.

In the event the Commissioner of Patents and Trademarks deems additional fees to be due in connection with this application, Applicants' attorney hereby authorizes that such fee be charged to Deposit Account No. 06-1130.

Respectfully submitted,

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Date: December 22, 2006